

PATENT  
ATTORNEY DOCKET NO.: 048984-5002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Robert F. BARGATZE et al.	)	
	)	
U.S. Application No.: 09/913,855	)	Group Art Unit: Unassigned
	)	
International Appln. Filing Date: February 18, 2000	)	
	)	
Date of National Stage Entry: August 20, 2001	)	Examiner: Unassigned
	)	
For: ANTIBODIES AGAINST HYDROPHOBIC	)	
PROTEINS THAT ARE PROTECTIVE AGAINST	)	
CANDIDIASIS	)	

**BOX PCT**

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. § 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. This replies to the Notification of Missing Requirements (Form PCT/DO/EO/905) mailed November 1, 2001.

A copy of the Notification of Missing Requirements (Form PTC/DO/EO/905) is enclosed.

2. Declaration Or Oath

- ☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.
- ☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.
- ☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

☐ Also enclosed is the Verification of Translation Document

4. Small Entity Statement(s)

☒ A statement claiming small entity status under 37 C.F.R. §1.27 is asserted for the present application.

5. Fee Calculation

Basic Fee: PCT Application-\$700.00				
	Number Filed	Number Extra	at a Rate of	
Total Claims	36 - 20 =	16	\$18.00 each=	+\$
Independent Claims	1 - 3 =	0	\$84.00 each=	+\$
Multiple dependent claim(s), if any			\$280.00	+\$
Missing Requirements Surcharge Fee			\$130.00	\$130.00
SUB-TOTAL =				\$130.00
Reduction by ½ for filing by small entity. All entities associated with this application presently fully meet the requirements of 36 CFR § 1.9(d).				\$65.00
Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(k) and § 1.52(d))			\$130.00	+\$
Fee For Processing and retention of application (37 C.F.R. § 1.21(l) and § 1.53(d))			\$130.00	+\$
TOTAL FILING FEE =				\$ 65.00

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01 FC:254 65.00 CH  
02 FC:216 200.00 CH

6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. §§ 1.17(a)-(d), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,440.00	\$720.00
<input type="checkbox"/> five months	\$1,960.00	\$980.00

Extension of time fee due with this request:

\$200.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

7. Fee Payment

The total fee due is:	Completion Fees	\$ 65.00
	Extension of Time Fee	\$200.00
	Total Fee Due	\$265.00

- ☒ Please charge Deposit Account No. 50-0310 in the amount of \$265.00 representing the total fee due.

- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

8. Additional papers enclosed.

- ☐ Form PCT/IPEA/409 (English Translation)  
☐ Preliminary Amendment  
☐ PCT/IB/338 English translation of the International preliminary Examination Report  
☐ Information Disclosure Statement  
☐ Form PTO-1449, \_\_\_document(s) as listed  
☐ Declaration of Biological Deposit  
☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



Bonnie Weiss McLeod  
Reg. No. 43,255

Date: March 1, 2002

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